

COUNCIL AGENDA, CITY OF COUNCIL BLUFFS, IOWA
REGULAR MEETING 11/09/2009 7:00 PM
COUNCIL CHAMBERS, 2ND FLOOR, CITY HALL
209 PEARL STREET

AGENDA

- 1. PLEDGE OF ALLEGIANCE**
- 2. CALL TO ORDER**
- 3. MAYOR'S PROCLAMATION - "NATIONAL DIABETES DAY"**
- 4. CONSENT AGENDA**
 - A. Approval of agenda and tape recording of this proceeding to be incorporated into the official minutes
 - B. Reading, correction and approval of the October 26, 2009 City Council meeting minutes
 - C. Resolution 09-316, fixing a date of November 23, 2009 at 7:00 p.m., for a Public Hearing authorizing of a Loan and Disbursement Agreement and the issuance of not to exceed \$1,800,000 Sewer Revenue Capital Loan Notes of Council Bluffs, Iowa, and providing for publication thereof for the East Manawa Sewer Project, Phase II
 - D. Resolution 09-317, fixing a date of November 23, 2009 at 7:00 p.m., for a Public Hearing, authorizing a Loan and Disbursement Agreement and the issuance of not to exceed \$1,100,000 Sewer Revenue Capital Loan Notes, of Council Bluffs, Iowa, and providing for publication thereof, for the Wastewater Treatment Plant
- 5. PUBLIC HEARINGS**
 - A. Resolution 09-318, authorizing disposal of City owned property described as a 24' x 148.8' strip of former railroad right-of-way in Block 6, Riddles Subdivision located between 9th and 10th Avenues, west of South 6th Street
 - B. Resolution 09-319, approving the Plans, Specification, Form of Contract and Cost Estimate for the Waste Water Treatment Plant Recirculation Pump Station/Motor Control Center Replacement & Controls Upgrade
 - C. Resolution 09-321, approval of Plans, Specifications and Form of Contract for the Wabash Trace to the Bob Kerrey Pedestrian Bridge Trail Rehabilitation Project
 - D. Resolution 09-320, approving the Plans, Specification, Form of Contract and Cost Estimate for the East Manawa Storm Sewer Phase II

- E. Ordinance 6044, to amend the zoning map as adopted by reference in Section 15.02.040, by changing the district designation of certain grounds, premises and property generally located west of Railroad Highway and north of East Kanesville Boulevard, from R-3/Low Density Multi-Family Residential to A-2/Parks, Estates and Agricultural, as set forth and defined in Chapters 15.10 and 15.05
- F. Ordinance 6045, to amend the zoning map as adopted by reference in Section 15.02.040, by changing the district designation of certain grounds, premises and property located at 1623 Avenue "O" and 1635 Avenue "O" from C-2/Commercial to R-1/Single Family Residential, as set forth and defined in Chapters 15.15 and 15.10
- G. Community Development Department recommendation, to postpone Public Hearing to November 23, 2009 at 7:00 p.m., regarding condemnation proceedings against Robert and Jocelyn Byers, for property generally described as parts of Lots 1, 2 and 3 in SW 1/4 NE 1/4, part of Lot 1 in the SW 1/4 NW 1/4 and part of Lots 2 and 5, in the NW 1/4 NE 1/4 all in Section 32, Township 75, Range 43, lying northwest of Mosquito Creek
- H. Community Development Department recommendation, to close Public Hearing and take no action on the sale regarding the disposition of City owned property located in the 1400 Block of South 7th Street

6. RESOLUTIONS

- A. Resolution 09-322, authorizing the Mayor and City Clerk to execute an agreement with Ehrhart Griffin & Associates for engineering services in connection with the Playland Sanitary Sewer Rehab
- B. Resolution 09-323, authorizing the Mayor to execute an Order Accepting the Acknowledgement/Settlement Agreement from Fareway Store #073, 310 McKenzie Avenue, for a violation of Iowa Code Section 453A.2(1)
- C. Resolution 09-324, authorizing the Mayor to execute an Order Accepting the Acknowledgement/Settlement Agreement from Hy-Vee Food Store #1, 1706 North 16th Street, for a violation of Iowa Code Section 453A.2(1)
- D. Resolution 09-328, authorizing the Mayor to execute the Second Addendum to the Development Agreement between the City of Council Bluffs, Iowa and Metro Crossing, L.L.C. that has since assigned its interest to KIMCO Metro Crossing L.P.
- E. Resolution 09-325, authorizing the Mayor and City Clerk to execute an agreement with MFT Construction, Inc. for the Oak Street Sanitary Sewer Relocation
- F. Resolution 09-329, authorizing the Mayor and City Clerk to execute an agreement with Taylor Excavating for the CBPW Operations Facility-Site Preparation, Project I

- G. Resolution 09-327, authorizing and directing the Mayor and City Clerk to execute an agreement with Bahr Vermeer Haecker Architects, for professional services related to the design, engineering, public bidding, and contract administration elements associated with the HVAC Energy Efficiency Upgrade Project within the Community Hall/Central Fire Station, City Hall and the Public Library
- H. Resolution 09-326, authorizing the Mayor and City Clerk to execute an agreement with Chester Bross Construction Co./ C.B. Equipment, Inc. for the South 35th Street Restoration
- I. Resolution 09-330, authorizing the City Clerk to certify to the Pottawattamie County Treasurer the 2009 Water, Sewer and Refuse Collection Lien Schedule for Nonpayment of Residential Refuse Collection Charges, Nonpayment of Sewer Rental Fees and the Nonpayment of Water Fees
- J. Resolution 09-331, authorizing the Mayor and City Clerk to execute an agreement with the Iowa JOBS Program for a grant in the amount of \$3,869,000 in connection with the Public Works Operation Facility

7. RECEIVE AND FILE ITEMS

- A. One (1) Notice of Claim
- B. Certified Annual Report for the Fiscal Year ending June 30, 2009

8. APPLICATIONS FOR PERMITS AND CANCELLATIONS

- A. BEER/LIQUOR & WINE PERMIT APPLICATIONS:
 - 1. Bertha's, 1322 North 16th Street
 - 2. Fareway Stores #073, 310 McKenzie Avenue
 - 3. Harrah's Council Bluffs Casino & Hotel, One Harrah's Boulevard
 - 4. Iowa Western Community College, 2700 College Road
 - 5. Skybox, 144 West Broadway

9. CITIZENS REQUEST TO BE HEARD

10. OTHER BUSINESS

11. ADJOURNMENT